

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DEUTSCHE BANK TRUST COMPANY, :
AMERICAS, in its capacity as successor indenture :
trustee for certain series of Senior Notes, *et al* :

Plaintiffs, :

v. :

ADALY OPPORTUNITY FUND TD :
SECURITIES INC. C/O ADALY INVESTMENT :
MANAGEMENT CO., *et al.* :

Defendants. :
----- X

Docket No. 11-cv-4784 (RJH)

NOTICE OF APPEARANCE

TO THE CLERK OF THIS COURT AND ALL PARTIES OF RECORD:

Please enter my appearance in this case on behalf of Defendant New Eagle Holdings
LLC. I certify that I am admitted to practice in this Court.

Dated: November 23, 2011

Respectfully Submitted,

PROSKAUER ROSE LLP

By: /s/ David S. Mordkoff

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